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**From:** WU, LAWRENCE  
**Sent:** Wednesday, February 28, 2007 2:08 PM  
**To:** ROUSE, BETSY  
**Subject:** Comment received for NPD Water-013  
**Importance:** High

**From:** Steve Hohman [mailto:shohman@augustmack.com]  
**Sent:** Thursday, January 04, 2007 10:53 AM  
**To:** Endris, Kyle  
**Cc:** Pfeffer, Stacey  
**Subject:** IN self-disclosure & environmental audit policy  
**Importance:** High

Ms. Endris,

I would appreciate your assistance in resolving a few questions about the pending Guidance for the Self-Disclosure & Environmental Audit Policy (11/06 revision).

1. The summary states that the policy will be implemented in accordance with the Self-Disclosure and Environmental Audit Policy Standard Operating Procedure. Is this SOP available for review?
2. §6.1.2 reads "...IDEM shall not assess gravity-based civil penalties for Violations of Indiana's Environmental Requirements." The previous version of the policy said, "IDEM will not seek gravity –based penalties for violations of federal or state environmental requirements." Does this change the applicability of the self-disclosure policy? (both versions limit scope/applicability to rules that "IDEM administers.")
3. §6.2.3 widens the period for "Prompt Disclosure" from 21 to 45 days. If the analogous period in EPA's policy is still 21 days, are regulated entities in Indiana at more risk of federal intervention after this period?

In general, I like the new format and I appreciate the clarifying comments that have been added regarding the standard for going beyond "reasonable inquiry" in voluntary discovery, and the policy's applicability for companies with multiple sites in Indiana.

If you have any questions or suggestions, please contact me.

Regards,

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Senior Manager



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